

TENTATIVE RULINGS

CIVIL/FAMILY LAW CASE MANAGEMENT CALENDAR

For: 05/13/15 Wednesday Dept. 4

(Posted XX/XX/XX)

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling. When the tentative ruling is adopted without change, no further notice of the ruling will be provided by the court.

1. 1:30 PM Case: 13CF11081 [M] CAVALRY SPV II LLC v FITZPATRICK
Type: COLLECTIONS Date Filed: 12/26/13
Event: OSC RE: SANCTIONS [CRC 3.740(e)]

PLNTFF: CAVALRY SPV II LLC ATTY: WINN LAW GROUP
ASSGNEE PRECISION RECOVERY ANALYTICS I
DEFNDT: FITZPATRICK, TOM

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. Based on the Plaintiff's representation the parties are working towards a resolution, the CMC is continued to 9/9/15 at 1:30 PM in Dept. 4. Plaintiff shall provide notice of this ruling to the parties.

2. 1:30 PM Case: 13CV39123 [S] REED v WADAN
Type: PI-NON MOTOR VEHICLE Date Filed: 02/28/13
Event: FURTHER CMC - STATUS OF BANKRUPTCY *JURY FEES POSTED&*

PLNTFF: REED, PAYTEN E. ATTY: FOLEY LAW OFFICES, KENNETH M.
P/GDN: REED, DAMON ATTY: FOLEY LAW OFFICES, KENNETH M.
P/GDN: PLOWMAN, AUDRA ATTY: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: WADAN, MIRVAIS ATTY: NEVIN WIESNER
DEFNDT: AIRANA, AVESTA
DEFNDT: WALLACE STAGE STOP

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, must appear. The Court is requesting an update on status of lifting the bankruptcy stay and responses for defendants Airana and Wallace Stage Stop.

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3. 1:30 PM Case: 14CF11385 [M] KRANTZ v COUNTY OF CALAVERAS
Type: PI-NON MOTOR VEHICLE Date Filed: 12/30/14
Event: CASE MANAGEMENT CONFERENCE *JURY FEES POSTED BY DEFTS/PLNTF*

PLNTFF: KRANTZ, JANICE M. ATTY: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: COUNTY OF CALAVERAS ATTY: CAULFIELD LAW FIRM
DEFNDT: JOHNSON, KYLE ATTY: CAULFIELD LAW FIRM

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 4 at 1:30 PM on 10/21/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

4. 1:30 PM Case: 14CV40211 [S] AGUILA v SCOTT
Type: PETITION FOR CUSTODY & SUPPORT Date Filed: 07/09/14
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: AGUILA, REBECA ATTY: IN PRO PER
RESP: SCOTT, JOSHUA

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until the Proof of Service is filed. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 11/18/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

5. 1:30 PM Case: 14CV40214 [S] GEISTER v NEBRENSKY
Type: PETITION FOR CUSTODY & SUPPORT Date Filed: 07/10/14
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: GEISTER, ROBBIE ATTY: IN PRO PER
RESP: NEBRENSKY, RHEES

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until the Proof of Service is filed. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 11/18/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

6. 1:30 PM Case: 14CV40497 [S] PITTO v COUNTY OF CALAVERAS
Type: BREACH OF CONTRACT Date Filed: 11/12/14
Event: FURTHER CASE MANAGEMENT CONFERENCE *JURY FEES POSTED*

PLNTFF: PITTO, ROGER R. ATTY: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: COUNTY OF CALAVERAS ATTY: CAULFIELD LAW FIRM

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 4 at 1:30 PM on 10/21/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

7. 1:30 PM Case: 14CV40567 [S] KOPPI v CUNNINGHAM
Type: PI-MOTOR VEHICLE Date Filed: 12/26/14
Event: CASE MANAGEMENT CONFERENCE *JURY DEPOSIT BY DEFENDANT*

PLNTFF: KOPPI, DAVID PATRICK ATTY: CROWLEY, JOHN KEVIN ESQ.
DEFNDT: CUNNINGHAM, ROBERT LEE ATTY: BALLARD LAW OFFICES, MELISSA

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 4 at 1:30 PM on 10/21/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

8. 1:30 PM Case: 14CV40579 [S] COOPER v COOPER
Type: BREACH OF CONTRACT Date Filed: 12/30/14
Event: CASE MGMT CONF-CIVIL *DEFT POSTED JURY FEE*

PLNTFF: COOPER, SARA ATTY: RICHARD HARRIS LAW FIRM
ASSOC: SARAH M. DAVIS LAW OFFICES
DEFNDT: COOPER, PATRICIA A. ATTY: LEWMAN LAW APC
DEFNDT: COOPER, JAMES H. ATTY: LEWMAN LAW APC
DEFNDT: COOPER, JAMES CHRISTOPHER ATTY: LEWMAN LAW APC

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 4 at 1:30 PM on 10/21/15. The clerk shall provide notice of this ruling to the parties.

9. 2:00 PM Case: 12FL38627 [S] DUARTE v ULATOWSKI
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 07/19/12
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: DUARTE, BRIDGET ATTY: IN PRO PER
RESP: ULATOWSKI, STEPHEN ATTY: SALAZAR, ANTHONY T. ESQ

Tentative Ruling: This matter awaits entry of judgment (FL-180). The matter is continued for further Case Management. Respondent is ordered to serve and file a preliminary declaration of disclosure (FL-141) prior to the next hearing. Both parties are ordered to serve and file Affidavit and Stipulation of Waivers (FL-130) prior to the next hearing. If judgment enters in the interim, the following date will be vacated, Dept. 4 at 2:00 PM on 9/9/15. Respondent shall provide notice of this ruling to the parties.

10. 2:00 PM Case: 13FL39692 [S] WILLIAMS v WILLIAMS
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 11/01/13
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: WILLIAMS, AMANDA ATTY: IN PRO PER
RESP: WILLIAMS, JASON

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until the Proof of Service is filed. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 11/18/15. Petitioner shall provide notice of this ruling to the parties.

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11. 2:00 PM Case: 13FL39750 [S] MCLARTY v MCLARTY
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/03/13
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: MCLARTY, DANIEL H. ATTY: SPENCE, LINDA S. ESQ.
INTVNR: COUNTY OF CALAVERAS ATTY: CENTRAL SIERRA CHILD SUPPORT
RESP: MCLARTY, STACY L. ATTY: IN PRO PER

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). Petitioner is ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing in Dept. 4 at 2:00 PM on 9/9/18. Petitioner shall provide notice of this ruling to the parties.

12. 2:00 PM Case: 14FL39876 [S] WHITTLE v PAZ
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 02/03/14
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: WHITTLE, JAY ATTY: IN PRO PER
RESP: PAZ, SHANA

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until the Proof of Service is filed. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 11/18/15.

13. 2:00 PM Case: 14FL40286 [S] DEBISSCHOP v DEBISSCHOP
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 08/13/14
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: DEBISSCHOP, TROY M ATTY: IN PRO PER
RESP: DEBISSCHOP, MAUREEN K ATTY: IN PRO PER

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If no agreement is reached, Petitioner is ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. The matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with settlement conference statements served and filed five (5) court days prior to hearing at 1:30 PM in Dept. 4 on 9/9/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

14. 2:00 PM Case: 14FL40386 [S] FREIHOFNER v FREIHOFNER
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/29/14
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: FREIHOFNER, KRISTA ATTY: IN PRO PER
RESP: FREIHOFNER, ERIC ATTY: IN PRO PER

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If no agreement is reached, Petitioner and Respondent are ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 9/9/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

15. 2:00 PM Case: 14FL40472 [S] MOORE v MOORE
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 10/30/14
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: MOORE, ROGER PATRICK ATTY: IN PRO PER
RESP: MOORE, KIMBERLY ANN ATTY: CHAVEZ-OCHOA LAW OFFICES INC.

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). Respondent is ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. The matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with settlement conference statements served and filed five (5) court days prior to hearing at 2:30 PM in Dept. 4 on 9/9/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

16. 2:00 PM Case: 14FL40555 [S] NEWNAM v NEWNAM
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 12/12/14
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: NEWNAM, SUZANNE HELENE ATTY: IN PRO PER
RESP: NEWNAM, PAUL WAYNE

Tentative Ruling: There is Proof of Service but no response (FL-220) or default (FL-165). Prior to the next CMC, unless a response is filed, petitioner must file a request for default or dismiss the action. The CMC is set for Dept. 4 at 2:00 PM on 9/9/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

17. 2:00 PM Case: CV31624 [S] FUCHSEL v FUCHSEL
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 04/25/05
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: FUCHSEL, CHARLES ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: FUCHSEL, BETTE LYNN ATTY: IN PRO PER
CLAMNT: CALIFORNIA PUBLIC EMPLOYEE'S RETI

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If no agreement is reached, the matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with settlement conference statements served and filed five (5) court days prior to hearing at 2:30 PM in Dept. 4 on 8/12/15. Petitioner shall provide notice of this ruling to the parties.

18. 2:30 PM Case: 12FL38656 [S] BRAGG v DAVIS
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 08/03/12
Event: SETTLEMENT CONFERENCE/TRIAL SETTING
05/26/15 10:00 2 RESP'S REQUEST FOR MOD OF SPOUSAL SUPPORT, AF&C

PETNR: BRAGG, JAMES GEORGE ATTY: BORDEN, MARK ESQ
RESP: DAVIS, CHERYL ANN ATTY: IN PRO PER
ASSOC: ANDERSON LAW OFFICES, DIANE
CLAMNT: FIDELITY PREFERRED SERVICES

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, must appear.

19. 2:30 PM Case: 14FL40376 [S] PISHOS v PISHOS
Type: NULLITY WITHOUT MINOR CHILDREN Date Filed: 09/25/14
Event: SETTLEMENT CONFERENCE
06/11/15 9:00 2 COURT TRIAL - FAMILY LAW

PETNR: PISHOS, DIANA

ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
ASSOC: MOORE, ROBERT G. ESQ

RESP: PISHOS, PAUL

ATTY: SRULOWITZ LAW OFFICES, DOUGLA

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, must appear.

END OF CALENDAR